

Panaji, 13th March, 1997 (Phalguna 22, 1918)

SERIES I No. 50

OFFICIAL GAZETTE

GOVERNMENT OF GOA

GOVERNMENT OF GOA

Department of Labour

Notification

GLWB/71/96-97/959

The following draft amendment which is proposed to be made to the Goa Labour Welfare Fund Rules, 1990, is hereby pre-published as required by sub-section (1) of section 37 of the Goa, Daman and Diu Labour Welfare Fund Act, 1986 (Act 4 of 1987), for information of the persons likely to be affected thereby and notice is hereby given that the said draft amendment will be taken into consideration by the Government on or after the expiry of a period of forty five days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the said draft amendment may be forwarded to the Secretary to the Government of Goa, Department of Labour, E. D. C. House, Panaji, before the expiry of forty five days from the date of publication of this Notification in the Official Gazette.

Form 'C'

(See rule 9)

CASH BOOK

Date	No. of receipt issued or bill drawn	Particulars		Receipts to be credited to Govt. accounts	Salaries and Advances	Contingencies			Total	Classification	Remarks
		From whom received	Cheque/ /D. D. No.			In recoupment of permanent advance	Advance payment	Miscellaneous			
				Rs. P.	Rs. P.	Rs. P.	Rs. P.		Rs. P.		
(1)	(2)	(3)		(4)	(5)		(6)		(7)	(8)	(9)

DRAFT AMENDMENT

In exercise of the powers conferred by sub-section (1) of section 37 of the Goa, Daman and Diu Labour Welfare Fund Act, 1986 (Act 4 of 1987), and all other powers enabling it in that behalf, the Government of Goa hereby makes the following rules so as to further amend the Goa Labour Welfare Fund Rules, 1990, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Goa Labour Welfare Fund (Amendment) Rules, 1997.

(2) They shall come into force at once.

2. *Amendment of rule 24.*— In rule 24 of the Goa Labour Welfare Fund Rules, 1990 (hereinafter referred to as the 'principal Rules'), in clause (a) of sub-rule (2), for the words "as per recommendation of the Fourth Pay Commission", the words "as admissible to the employees of the Government" shall be substituted.

3. *Amendment of Forms.*— In the principal Rules,

- in Form A appended thereto, in items (A) and (B) against Sr. No. 6, the words and figures "drawing salary upto Rs. 1,600/- per month" shall be omitted,
- for Form C appended thereto, the following Form shall be substituted, namely:—

Date	Sub-Vouchers Nos.	To whom paid	Receipts to be credited to Govt. account Rs. P.	Salaries and Advances Rs. P.	Contingencies			Total Rs. P.	Classification	Remarks
					Out of Permanent Advances Rs. P.	Out of money drawn in anticipation of payment Rs. P.	Miscellaneous			
(1)	(2)	(3)	(4)	(5)		(6)		(7)	(8)	(9)

By order and in the name of the Governor of Goa.

R. S. Mardolker, Ex-Officio, Jt. Secretary (Labour).

Panaji, 21st February, 1997.

Department of Law & Judiciary

Legal Affairs Division

Notification

10/5/96/LA-Vol. I

The Special Court (Trial of Offences relating to Transactions in Securities) Amendment Ordinance, 1997 (Ordinance No. 6 of 1997) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section I, dated 16th January, 1997, is hereby published for the general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 12th February, 1997.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 16th January, 1997/Pansa 26, 1918 (Saka)

THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO TRANSACTIONS IN SECURITIES) AMENDMENT ORDINANCE, 1997

No. 6 of 1997

Promulgated by the President in the Forty-seventh Year of the Republic of India.

An Ordinance further to amend the Special Court (Trial of Offences Relating to Transactions in Securities) Act, 1992.

Whereas Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.* — (1) This Ordinance may be called the Special Court (Trial of Offences Relating to Transactions in Securities) Amendment Ordinance, 1997.

(2) It shall come into force at once.

2. *Amendment of section 5.* — In section 5 of the Special Court (Trial of Offences Relating to Transactions in Securities) Act, 1992 (hereinafter referred to as the principal Act),—

27 of 1992.

(a) in sub-section (2), for the words "a sitting Judge", the words "one or more sitting Judges" shall be substituted;

(b) in sub-section (3), for the words "the Judge of the Special Court" at both the places where they occur, the words "a Judge of the Special Court" shall be substituted.

3. *Insertion of new section 5A.* — After section 5 of the principal Act, the following section shall be inserted, namely:—

"5A. *Distribution of cases amongst Judges of Special Court.*— Where the Special Court consists of two or more Judges, the Chief Justice of the High Court within the local limits of whose jurisdiction the Special Court is situated may, from time to time, by general or special order, make provisions as to the distribution of cases amongst the Judges and specify the matters which may be dealt with by each of such Judge."

SHANKER DAYAL SHARMA,

President.

K. L. MOHANPURIA,

Secy. to the Government of India.

Notification

10-5-96/LA-Vol. I

The Supreme Court and High Court Judges (Conditions of Service) Amendment Third Ordinance, 1996 (Ordinance No. 29 of 1996) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II Section I, dated 21st June, 1996, is hereby published for the general information of the public.

P. V. Kadnaker, Joint Secretary (Law)

Panaji, 16th August, 1996.

**MINISTRY OF LAW, JUSTICE AND COMPANY
AFFAIRS**

(Legislative Department)

New Delhi, the 21st June, 1996/Jyaistha 31, 1918 (Saka)

**THE SUPREME COURT AND HIGH COURT JUDGES
(CONDITIONS OF SERVICE) AMENDMENT THIRD
ORDINANCE, 1996**

No. 29 of 1996

Promulgated by the President in the Forty-seventh Year of the Republic of India.

An Ordinance further to amend the Supreme Court Judges (Conditions of Service) Act, 1958 and the High Court Judges (Conditions of Service) Act, 1954.

Whereas the Supreme Court and High Court Judges (Conditions of Service) Amendment Ordinance, 1996 to provide for the aforesaid matter was promulgated by the President on the 11th day of January, 1996.

And Whereas the Supreme Court and High Court Judges (Conditions of Service) Amendment Bill, 1996 was introduced in the House of the People to replace the said Ordinance, but has not been passed and has lapsed due to the dissolution of the House of the People;

And Whereas for giving continued effect to the provisions of the said Ordinance the Supreme Court and High Court Judges (Conditions of Service) Amendment Second Ordinance, 1996 was promulgated by the President on the 27th day of March, 1996;

And Whereas Parliament is not in session and the President is satisfied that the circumstances exist which render it necessary for him to take immediate action to give continued effect to the provisions of the Supreme Court and High Court Judges (Conditions of Service) Amendment Second Ordinance, 1996;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

CHAPTER

Preliminary

1. *Short title and commencement.*—(1) This Act may be called the Supreme Court and High Court Judges (Conditions of Service) Amendment Third Ordinance, 1996.

(2) It shall be deemed to have come into force on the 11th day of January, 1996.

CHAPTER II

Amendment of the Supreme Court Judges (Conditions of Service) Act, 1958

2. *Amendment of section 23A.*— In section 23A of the Supreme Court Judges (Conditions of Service) Act, 1958 (hereinafter referred to as the Supreme Court Judges Act), for the words “one hundred and fifty litres of petrol every month or the actual consumption of petrol”, the words “two hundred litres of fuel every month or the actual consumption of fuel” shall be substituted.

3. *Amendment of section 23B.*— In section 23B of the Supreme Court Judges Act, for the words “one thousand two hundred and fifty” and “seven hundred and fifty”, the words “four thousand” and “three thousand” shall respectively be substituted.

CHAPTER III

Amendment of the High Court Judges (Conditions of Service) Act, 1954

4. *Amendment of section 22B.*— In section 22B of the High Court Judges (Conditions of Service) Act, 1954 (hereinafter referred to as the High Court Judges Act), for the words “one hundred and fifty litres of petrol every month or the actual consumption of petrol”, the words “two hundred litres of fuel every month or the actual consumption of fuel” shall be substituted.

5. *Amendment of section 22C.*— In section 22C of the High Court Judges Act, for the words “five hundred” and “three hundred”, the words “three thousand” and “two thousand” shall respectively be substituted.

6. *Repeal and saving.*—(1) The Supreme Court and High Court Judges (Conditions of Service) Amendment Second Ordinance, 1996, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Supreme Court Judges Act and the High Court Judges Act, as amended by the Ordinance so repealed, shall be deemed to have been done or taken under the corresponding provisions of the respective Act aforesaid as amended by this Ordinance.

SHANKER DAYAL SHARMA,
President.

K. L. MOHANPURIA,
Secy. to the Govt. of India.

Department of Mines

Directorate of Industries and Mines

Notification

5/43/88-MINES

In exercise of the powers conferred by Section 15 of the Mines and Minerals (Regulation and Development) Act, 1957 (Central Act 67 of 1957) and all other powers enabling it in this behalf, the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Minor Mineral Concession (Amendment) Rules, 1996.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Amendment of rule 11.*— In rule 11 of the Goa, Daman and Diu Minor Mineral Concession Rules, 1985 & (hereinafter referred to as the "principal Rules"), sub-rules (1), (2) and (3) shall be omitted.

3. *Amendment of rule 19.*— In rule 19 of the principal Rules,— (i) in sub-rule (1), for the words "exceed two years in case of sand and ten years in case of other minor minerals", the words "exceed ten years" shall be substituted; (ii) after sub-rule (2), the following proviso shall be inserted, namely:— "provided that the competent Officer may, for reasons to be recorded in writing, condone the delay, if any, in an application for renewal of quarrying lease"; (iii) after sub-rule (4), the following shall be inserted, namely:—

"(6) Once an application for renewal of quarrying lease is made under the provisions of sub-rule (2), the period of that lease shall be deemed to have been extended by a further period till the Competent Officer passes orders thereon."

4. *Amendment of rule 22.*— After sub-rule (4) of rule 22 of the principal Rules, the following proviso shall be added, namely:—

"Provided that the Competent Officer may, in lieu, of giving a notice to lessee requiring him to remedy the breach impose upon the lessee after giving a reasonable opportunity of being heard, a penalty not exceeding Rs. 5000/- for every such breach of condition.

5. *Omission of Chapter IV.*— Chapter IV of the principal Rules shall be omitted.

6. *Amendment of Rule 40.*— In rule 40 of the principal Rules, the words "consisting of 100 passes each" and "on every 500 cubic metres" shall be omitted.

7. *Amendment of rule 59.*— In sub-rule (2) of rule 59 of principal Rules, for the figure "10%", the figure "24%" shall be substituted.

8. *Amendment of rule 63.*— In rule 63 of the principal Rules,

(i) For sub-rule (1), the following shall be substituted, namely:—

"The Competent Officer or the Inspecting Officer may either before or after the institution of the prosecution, compound any offence committed under these rules on payment of such sum to be specified by him and which shall be credited to the Government".

(ii) After sub-rule (2), the following shall be inserted, namely,

(3) Whenever any person raises without any lawful authority any minor mineral from any land, the Competent Officer or the Officer authorised by the Competent Officer may recover from such person the minor mineral so raised or where such minor mineral has already been despatched or consumed. The Competent Officer or the Officer authorised by Competent Officer may recover the cost of the minor mineral which may be computed as ten times the royalty payable at the prevailing rate.

9. *Amendment of rule 66.*— In clause (a) of sub-rule (1) of rule 66 of the principal Rules, after the words "quarrying lease", the words "where surface rights are vested in Government" shall be added.

10. *Amendment of Schedule II.*— For the Schedule II appended to the principal Rules, the following shall be substituted, namely:—

SCHEDULE II

Type of minor mineral	Rate of dead rent per year for area upto 5 ha.
1) Ordinary sand/pebbles/laterite chiras	Rs. 5,000/-
2) Basalt/granite/metal grit/limeshells	Rs. 10,000/-
3) Brick-earth/matti/lat. rubbles/murram and other minor minerals	Rs. 3,000/-

By order and in the name of the Governor of Goa.

G. P. Chimulkar, Joint Secretary (Mines).

Panaji, 24th January, 1997.

Department of Panchayat Raj & Community Development

Directorate of Panchayats

Notification

13/DP/PAN/96-97

Whereas the draft of the Goa Panchayat (Publication of name of elected member) Rules, 1997, was published as required by sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), in the Official Gazette, Extraordinary No. 2, Series I, No. 42 dated 17-1-97, under Notification No. 13/DP/PAN/96-97 dated 17-1-1997 of the Department of Panchayat Raj and Community Development, inviting objections and suggestions from all persons likely to be affected thereby before the expiry of ten days from the date of publication of the said Notification in the Official Gazette;

And Whereas the said Gazette was made available to the public on 17th January, 1997;

And Whereas no objections/suggestions have been received from the public on the said draft by the Government.

Now, Therefore, in exercise of the powers conferred by sub-section (8) of section 7 read with sub-section (1) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat (Publication of name of elected member) Rules, 1997.

(2) They shall come into force at once.

2. *Definitions.*— In these rules, unless the context otherwise requires,—

(a) "Act" means the Goa Panchayat Raj Act, 1994 (Act) 14 of 1994;

(b) "member" means an elected member of Panchayat and includes co-opted members;

(c) "ward" means a ward of Village Panchayat;

(d) Words and phrases used but not defined herein shall have the same meaning as respectively assigned to them in the Act.

3. *Manner of publication of name of elected member.*— The Director, on receipt of the name of elected member from the State Election Commission, shall arrange to publish or cause to be published in the Official Gazette the name of such elected member in the form appended hereto, for information of the public.

FORM

(See rule 3)

In pursuance of sub-section (8) of section 7 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), read with rule 3 of the Goa Panchayat (Publication of name of elected member) Rules, 1997, it is hereby notified for the information of the public that the persons specified in column (3) of the Schedule hereto have been duly elected as members of the Panchayat mentioned in corresponding entry in column (2) of the said Schedule from the wards shown against their names in the corresponding entry in column (4) of the said Schedule, in the *General Elections held on

SCHEDULE

Name of Block/Taluka Name of District

Sr. No.	Name of the Panchayat	Name and address of the elected member	Ward No.
(1)	(2)	(3)	(4)
(1)			
(2)			
(3)			

Panaji, dated:

Director of Panchayats.

*Strike out which is inapplicable.

By order and in the name of the Governor of Goa.

G. G. Kambli, Director of Panchayats & Ex-Officio Joint Secretary.

Panaji, 13th February, 1997.

Department of Public Health

Office of the Dean

Goa Medical College

Order

Acad/26/GMC/97/119

A proposal of enhancement of tuition fees for undergraduate MBBS course was under consideration of the Government for quite some time. The Supreme Court vide its Order dated 9-8-96 directed the Central Government/Professional Councils to fix a workable fee structure within 3 months that shall be effective from the year 1997-98.

Accordingly, the new fee structure for MBBS students shall be Rs. 5,000/- per student per term which shall be effective from the academic session of 1997-98 for the new entrants.

However, the old students shall be governed as per the rules of the old prospectus.

By order and in the name of the Governor of Goa.

Dr. W. K. Belokar, Dean & Ex-Officio Additional Secretary.

Panaji, 20th February, 1997.

Goa Dental College & Hospital

Order

9/1/95-II/PHD/part/2353

A proposal of enhancement of tuition fees for undergraduate B. D. S. course was under consideration of the Government for quite some time. The Supreme Court vide order dated 9-8-1996 directed the Central Government/Professional Councils to fix a workable fee structure within 3 months that shall be effective from the year 1997-98.

Accordingly, the new fee structure for B. D. S. students shall be Rs. 5,000/- per student per term which shall be effective from the academic session of 1997-98 i. e. for the new entrants.

However, the old students shall be governed as per the rules of the old prospectus.

By order and in the name of the Governor of Goa.

Dr. R. K. Singh, Ex-Officio Addl. Secretary (G. D. C. H.)

Panaji, 19th February, 1997.

Government Printing Press

Notice

The subscribers to the Official Gazette are kindly reminded that their present subscription term ends on the 31st March, 1997, being the end of financial year.

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Renewal of subscription from 1st April should be effected on or before 31st March, 1997, in order to avoid interruption in the despatch of copies of the Gazette. It should be noted that, in case the subscription is not opened/renewed before the commencement of the period to which it refers, the subscribers will be entitled to receive copies of the Gazette only from the date the subscription is actually opened/renewed.

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